

CITY OF PARKER

City Hall 1001 West Park Street Phone 850-871-4104 www.cityofparker.com

Mayor Rich Musgrave

Clerk Nancy Rowell

Council Members
Mike Miller, Mayor Pro Tem
Ron Chaple
John Haney
Ken Jones

Attorney Tim Sloan

PUBLIC NOTICE

REGULAR MEETING OF THE CITY OF PARKER COUNCIL November 21, 2017 5:30 PM PARKER CITY HALL

NOTE: AT EACH OF ITS REGULAR OR SPECIAL MEETINGS, THE CITY OF PARKER COUNCIL ALSO SITS, AS EX OFFICIO, AS THE CITY OF PARKER COMMUNITY REDEVELOPMENT AGENCY (CRA) AND MAY CONSIDER ITEMS AND TAKE ACTION IN THAT CAPACITY.

AGENDA

CALL TO ORDER - Mayor Musgrave

INVOCATION - Reverend Adam Carter, NorthStar Church

PLEDGE OF ALLEGIANCE - Mayor Pro Tem Miller

ROLL CALL

APPROVAL OF MINUTES - City Council Regular Meeting November 7, 2017

ITEMS FROM THE AUDIENCE (non-agenda items)

Page 2
Parker City Council
Agenda November 21, 2017

REGULAR AGENDA

- 1. Request for Variance—Accessory structures at 725 West St—Wesley
 Blewett
- 2. Recommendation on action for 4517 and 4519 Aster St.—City Attorney Sloan
- 3. Request to declare as surplus a Police vehicle—Police Chief Hutto
- 4. Police Department update—Police Chief Hutto

CLERK'S REPORT

MAYOR'S REPORT

COUNCIL COMMENTS AND ANNOUNCEMENTS

ADJOURNMENT

Upcoming Events

- Thanksgiving celebrated with holidays November 23 and 24 (offices closed)
- "Team Up to Clean Up" ditches and waterways Saturday, December 2
- Next Regular Council Meeting is December 5

If a person decides to appeal any decision made by the City Council with respect to any matter considered at the meeting, if an appeal is available, such person will need a record of the proceeding and such person may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the City Clerk at 1001 West Park Street, Parker, Florida 32404; or by phone at (850) 871-4104. If you are hearing or speech impaired and you have TDD equipment, you may contact the City Clerk using the Florida Dual Party System, which can be reached at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD). ALL INTERESTED PERSONS DESIRING TO BE HEARD ON THE AFORESAID agenda are invited to be present at the meeting.

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MINUTES REGULAR MEETING PARKER CITY COUNCIL November 7, 2017 5:30 p.m.

Mayor Musgrave called the meeting to order at 5:30 p.m. City Clerk Rowell gave the Invocation.

Mayor Pro Tem Miller led the Pledge of Allegiance.

Present: Council Members Chaple, Haney, Jones, Miller and Mayor Musgrave Also Present: City Clerk Rowell, City Attorney Sloan and Police Chief Hutto

APPROVAL OF MINUTES—On motion of Council Member Chaple and second of Council Member Miller, the minutes of the Regular Council Meeting of October 17, 2017 were approved, 5 ayes, 0 nays.

ITEMS FROM THE AUDIENCE—None

REGULAR AGENDA

1. Second Reading of Ordinance No. 2017-379—Sewer Use and Pretreatment Standards—Council Member Haney made a motion to read the ordinance for the second time, and Council Member Miller seconded the motion. The motion passed, 5 ayes, 0 nays, and the Clerk read Ordinance No. 2017-379 by title:

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PARKER (ORDINANCE NO. 2010-349, AS AMENDED) CODIFYING ORDINANCE 96-217, AS AMENDED, REGARDING SEWER USE REGULATIONS, PROVIDING FOR CERTAIN AMENDMENTS TO VARIOUS PROVISIONS OF CHAPTER 82, ARTICLE III OF THE CODE OF ORDINANCES OF THE CITY OF PARKER; REVISING DEFINITIONS AND TECHNICAL TERMS; UPDATING STATE AND FEDERAL RULE REFERENCES; PROVIDING FOR INSPECTIONS; REVISING PENALTIES AND ADMINISTRATIVE ENFORCEMENT PROCEDURES; INCORPORATING CHANGES IN DISCHARGE STANDARDS, LOCAL LIMITS AND PROHIBITIONS; PROVIDING FOR DISCHARGE PERMITS; UPDATING PRETREATMENT STANDARDS; INCORPORATING REPORTING REQUIREMENTS; REORGANIZING CERTAIN SECTIONS OF THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING A MECHANISM FOR THE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR CODIFICATION AND REPEALER CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Sloan noted that there was a change to be made to correct the sections of the Code to be reserved (82-154 through 82-170).

Council Member Haney made a motion to adopt Ordinance No. 2017-379 with the correction as noted, and Council Member Chaple seconded the motion. Mayor Musgrave opened a public hearing. No one spoke and the public hearing was closed. Mayor Musgrave called for the vote and the ordinance was adopted by a vote of 5 ayes, 0 nays.

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Page Two Minutes Parker City Council November 7, 2017

2. Second Reading of Ordinance No. 2017-380—Medical Marijuana--Council Member Haney made a motion to read the ordinance for the second time, and Council Member Miller seconded the motion. The motion passed, 5 ayes, 0 nays, and the Clerk read Ordinance No. 2017-380 by title:

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING ORDINANCE 2012-358, AS AMENDED, ADOPTING BY REFERENCE THE CITY'S COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION CODE; AMENDING VARIOUS SECTIONS OF THE CITY'S COMPREHENSIVE PLANNING AND LAND DEVELOPMENT REGULATION CODE INCLUDING DEFINITIONS AND PROHIBITED USES WITHIN A MIXED USE-ONE (MU-1) LAND USE DISTRICT; PROVIDING A MECHANISM FOR THE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR THE LIBERAL CONSTRUCTION OF THIS ORDINANCE; PROVIDING FOR REPEALER CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

Council Member Haney made a motion to adopt the ordinance and Council Member Jones seconded the motion. City Attorney Sloan described the Planning Commission recommendation. Council Member Chaple and Council Member Miller spoke against adoption, with Council Member Miller noting that placement of MMTCs could impact the volume of work of the Parker Police Department since the businesses' financial transactions would be in cash; that there were other areas in Bay County where the MMTCs could do business. Council Members Haney and Jones spoke in favor of the ordinance, noting that the voters of Florida approved the medical use of marijuana and that certain patients needed medical marijuana for their conditions. Mayor Musgrave opened a public hearing. No one spoke and the public hearing was closed. Mayor Musgrave called for the vote and Ordinance No. 2017-380 was adopted by a vote of 3 ayes, 2 nays, with the nay votes cast by Council Members Chaple and Miller.

3. Request for variance of fence height at 5209 Hickory St.—Mr. James Pippins addressed the Council, noting that the house being built next door to him was set at the minimum side setback and far forward of the front of his house; that the close proximity and placement was why he was requesting a variance to build a fence to a 6-foot height forward of the front of his house and to the right-of-way line; that if he couldn't build a 6-foot fence to the right-of-way, he would like to have a 6-foot fence to the front of the new neighbor's house and lower the fence height to 4-feet from there to the right-of-way line. Sean Chiodo, the builder of the new house, addressed the Council raising concerns about the fence and a telephone pole blocking the view from the driveway. After discussion by the Council Members and them answering positively the questions required to test a variance request, Council Member Jones made a motion to grant the variance for the fence to be 6-feet, with a slope to 4-feet from the front of the new house to the right-of-way. Mr. Pippins stated that the fence would be a shadow-box design so that both sides would look good. Mayor Musgrave called for the vote and the motion to grant the variance passed, 5 ayes, 0 nays.

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- 4. **Expenditure for AWT Plant**—City Attorney Sloan explained the item, noting that when the AWT system partnership was formed, the cities were interested in knowing when large capital expenditures were necessary by the operator, which is the County. The County has brought the need for replacing a centrifuge dewatering unit to the city partners/owners, with an expected price of approximately \$300,000 \$400,000. He asked for the Council's concurrence that the expenditure is okay without having a formal meeting of the AWT system owners. Council Member Miller made a motion for the County (operator) to go forward with the purchase of the centrifuge dewatering unit without a full meeting of the operators. Council Member Haney seconded the motion and it passed, 5 aye, 0 nays.
- 5. Planning Commission Recommendation to Council on 4517 and 4519 Aster St.—City Clerk Rowell introduced the topic, noting that the property in question had a large, partially built structure that was unpermitted and had several code complaints against it. The Planning Commission reviewed the case, agreeing that it did not meet the requirements of the LDR and asking the Council to take appropriate enforcement action. The Council agreed that the City Attorney should review the case and make recommendations to the Council for action.

CLERK'S REPORT—City Clerk Rowell said: 1) City newsletter would be mailed Nov. 16; 2) the City has a new police officer, James Sastre; 3) she attended a training conference of the Florida Association of City Clerks and named the classes attended; 4) she put a flyer in boxes regarding the League of Cities annual Christmas banquet and meeting on Dec. 5; 5) the 16-17 audit has begun. She also gave a code enforcement update for October. Council Member Miller asked her to look at an RV on Lake Dr. Mayor Musgrave noted that previous discussions about cleaning up the City had included getting rid of derelict structures so that buildable lots could be made available. He said he was interested in Springfield's plan to assist property owners with getting the derelict structure down.

MAYOR'S REPORT—Mayor Musgrave reminded the Council of the dog park grand opening on Thursday, November 16, at 4:00 p.m. and thanked the Public Works Department for their hard work on getting the park built. He said that he had heard from employees that they would like a Christmas bonus; that such bonuses had not been budgeted and would be taxable; that he wanted the Council's input. The Council agreed that bonuses should be given.

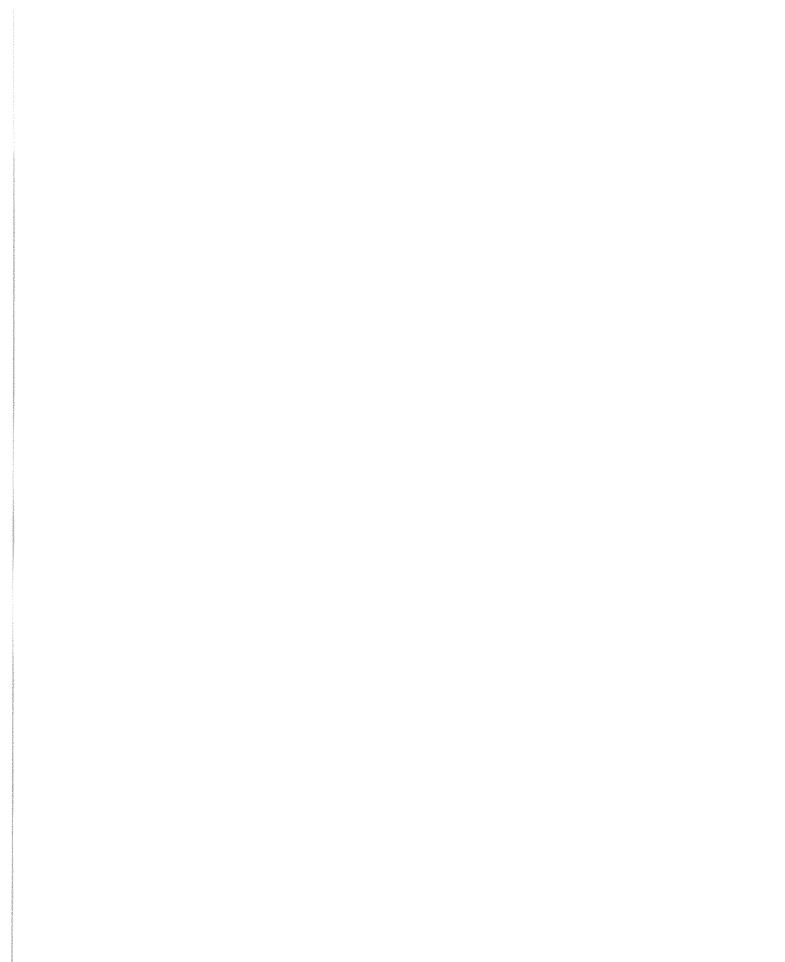
COMMENTS AND ANNOUNCEMENTS—Council Member Chaple thanked the citizens for attending the meeting and reminded the audience and the Council of the Tree Lighting Ceremony on December 8th from 4:30-7:30 pm. Council Member Jones gave a brief legislative report, noting that several bills from last year limiting Home Rule would probably be back in the 2018 Session; that he is still researching bills and talking with state representatives to voice the City's displeasure

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with some of the areas where Home Rule is being taken away; that there are other areas that are more appropriately regulated by the state such as septic tanks, medical marijuana and concealed weapons.

ADJOURNMENT—The meeting was adjourned at 6:31 p.m.

Nancy A. Rowell, City Clerk

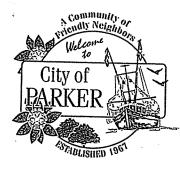




CITY OF PARKER AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME OF PRESENTER:	2. MEETING DATE:				
Planning Wesley Blewett—property owner at 725 West St.	Nov. 21, 2017				
3. REQUESTED MOTION/ACTION: Determine if a variance should be granted for two accessory structures that do					
not meet the setback requirements of the LDR 4. IS THIS ITEM BUDGETED (IF APPLICABLE)					
YES NO NA NA					
5. BACKGROUND: (PROVIDE HISTORY; WHY THE ACTION IS NEEDED; WHAT GOAL WILL BE ACHIEVED FOR THE CITY)					
A Code Enforcement case was opened on March 27, 2017, and a courtesy notice sent on May 15. After Code Enforcement Officer Brannon talked with the property owner on May 19, he picked up an application for variance. In August, the owner was contacted again since no application had been received. A Notice of Violation was issued on October 3, and the owner submitted the application for variance on October 10.					
There are three sheds on the property. One of them meets the two do not. See drawing attached with variance packet. Mr. Ble application that there are other sheds in the neighborhood that	ewett also noted in his				

AGENDA ITEM #_____



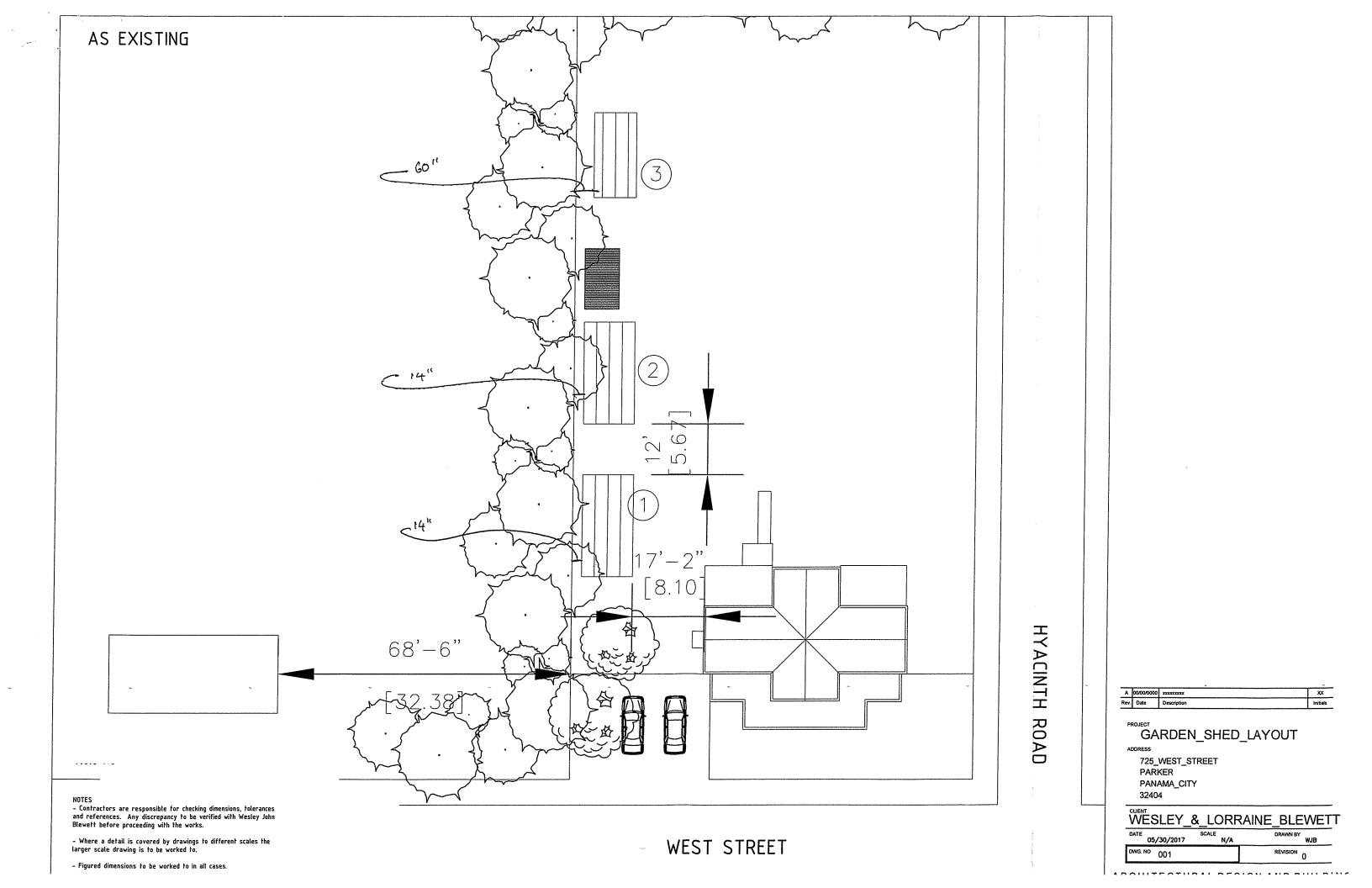
CITOFPARKER

1001 WEST PARK STREET • PARKER, FLORIDA 32404 TELEPHONE (850) 871-4104 • FAX (850) 871-6684

••	
CITY OF PARKER MINOR DEVELOPMENT	Date of Submittal: DO Permit #:
ACCESSORY STRUCTURE	Bldg Permit #:
Application Review Fee - \$100	Land Use Designation:
	Parcel ID#
Applicant Information:	
Name of property owner: WESLEM BLEW	ETT
Address: 725 WEST STREET	
Telephone #: 850 319 3876 Email: WeS	eyblewett@gmail.com
Name of contractor:	
Address:	
Telephone #:Email:	
Site location: AS & 2815	
Flood Zone:	
Building/Structure Information:	
Current use of existing property:	
What type structure are you adding?	STORAGE SHED
Will this structure be used for a business or home occur	pation? HOME OCCUPATION NO
Will anyone live in this structure?NO	
Complete the following calculations:	
Lot size: Ttl sq. ft	of lot:



Total <u>existing</u> square feet of your: Primary structure: 2 6 00 2 1
Accessory structures: 3 stteps
Driveway/paved parking:
Total square feet of impervious (existing):
(
Amount of impervious surface to be added: 640 ² ft
Provide site plan: ATATCHED
Setbacks for new structure:
Side yard: Rear yard:
Road right-of-way: Building height:
Space between structures:
Minimum setbacks: 5 feet side and rear [Sec 5-5.1(g)] 10 foot minimum setback between buildings (Sec 4-5.9)
<u>Utilities Information</u> :
Are you planning to connect this structure to water and/or sewer? Number of proposed water connections Is the utility account currently in your name? If not, whose name is it in?
NOTE: Failure to comply with the provisions of this permit may subject the permit to modification, withdrawal, or cancellation, and in addition may subject the applicant and/or property owner to additional permit fees and additional costs including legal fees.
I hereby certify, under penalty of perjury, that I have read and understood the provisions of this permit, and that the information provided herein is true and correct to the best of my knowledge.
10/10/277
Signature of Applicant Date
TO EPCI BUILDING DEPARTMENT: Please be advised that you may issue a building permit to the above named applicant/contractor on behalf of the City of Parker.
Signature of Approval Date



CITY OF PARKER PETITION FOR VARIANCE APPLICATION

Date of application: 23 october 2017 Application No.: 17-13 V
Petitioner's Name: MR WESLEY BLEWETT (Current owner of the property must apply for the variance)
(Current owner of the property must apply for the variance) Address: +25 WEST STWEET City, State, Zip: PALKER FLOUDA 32404
City, State, Zip: PALLER FLOUDA. 32404
Telephone Number: 850 319 3876 Fax No
Email. westen blowette of Mail. Com
Parcel Identification Number(s) (Obtain from Property Appraiser's Office):
Legal Description: NAPARKER PLAT.
Description of Proposed Variance: FOR STORAGE SHEDS TO REMAIN IN CURLENT POSITION VARIANCE PRINTS 3'10" TO SHEDS (1) \$(1)
Location of Variance Property: 725 WEST STREET PARKER
Surveyor's Name:
Address
City, State, Zip:
Telephone Number: Fax No Fax No
Lindii.
Agent's Name:
Address:
City, State, Zip:
Telephone Number:Fax No
Email:

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CITY OF PARKER VARIANCE APPLICATION SUBMITTAL CHECKLIST

<u>SUBMITTALS FOR THE PETITION FOR VARIANCE – PACKETS WILL INCLUDE:</u> <u>If any submittals do not meet these requirements, they will not be accepted.</u>

Original plus two (2) copies of the variance application.

Enclose Application Fee: \$150.00 (non-refundable regardless of decision by the City). Check should be made payable to "City of Parker".

Three (3) copies of the site plan. The plan must include a north arrow, a scale and show setbacks of all existing structures and all proposed structures from all property lines. If the proposed variance is requested for a gulf front lot, you will need to have a surveyor show the Shoreline Protection Zone and the FDEP Control Line on your site plan.

Three (3) copies of a location map showing driving directions from the nearest major intersection of the site, including pertinent landmarks, section lines, road names, miles from Point A to Point B, etc.

Three (3) copies of numbered photographs in color of the proposed site with location of view written on the back of each photograph, corresponding numbers to be shown on a site plan of the photography locations.

CITY OF PARKER VARIANCE APPLICATION VARIANCE REQUEST QUESTIONNAIRE

1. Is there proof of unique circumstances? I AM AWARE OF NEWOORS WHO HAVE ALSO SHED BUILDING WITH A VERY SMALL SET BACK	
PLOVIDED	THO TO POCOMON THE
2. Is this variance request the minimum variance that will accomplish the reasonable use of your property? VES, MY WIPE & I ASK FOR NO FULTHER EXCEN	• •
3. Are there extreme practical or economic difficulties with your property strict letter of the City's Land Development Code? FINANCIAL, WOULD BE MY MAIN CONCERN BUT CLOSE TO THE HOUSE WOULD NOT ENHANCE TO LOOK OF MY PLOPERTY.	MOVING THEM
4. Is this variance based exclusively upon a desire to reduce the cost of oproperty? NO IT IS SOLEY BASED UPON LOCASTICAL NECTOR FALL ENDUCH AWAM FROM THE PROPERTY MET FOR OUR STORAGE AND WORK TOOLS FOR GARDE	LESSITY CLOSE ENOUGH
5. Will the variance substantially increase the congestion in the public strength of the public strength of the public strength of the part of the public strength of the pub	
6. Could this variance be injurious to the neighborhood or otherwise detrir public welfare? THIS WILL NOT IMPACT PUBLIC WELFACE	mental to the
7. Will the variance endanger public safety? THIS WILL NOT IMPACT PUBLIC SAFETY	
ty of Parker Variance Application	Page 3

8.	Would the granting of this variance substantially diminish property values, or alter the
	essential character of the adjacent neighborhood?
	IN MY OPINION WELL BUILT STORAGE SHEDS THAT ARE
******	ALSO WAINTAINED WILL NOT REDUCE ANY
	PROPERTY LACUES IN OUR NEIGHBORHOOD.
9.	Is this request in harmony with the general purpose and intent of the regulations
	imposed by the Land Development Code or the Land Use District in which this site is located? \[\subsetext{LS Consider it in Complete HARMONY,} \]
	•
10.	Will the granting of this variance confer on the applicant any special privilege that is denied by the Land Development Code to other properties in the same land use district?

CITY OF PARKER VARIANCE APPLICATION NOTIFICATION TO AFFECTED PROPERY OWNERS

The applicant agrees that the City has the right to post a notification sign on the property, visible from the roadway, identifying the date, time, and location of the meeting of the City Council to consider the variance application. The applicant agrees to insure that the sign is continually posted on the property until after a final decision of the City Council on the variance request or the application is withdrawn. After the meeting, the City shall have the right to remove the sign, restoring the surface of the property to its former natural state.

Printed name Date

REQUIRED SIGNATURE

I have read and understand all information provided in this application, the requirements listed within the application and agree to provide the necessary information requested by the City of Parker. The information I have provided on this application is true and correct to the best of my knowledge.

I understand that this application will be heard in a public meeting by the City of Parker City Council, the Parker Land Development Code shall govern the procedure of the decision.

I understand the Parker City Council cannot issue variances for the requirements of the City of Parker Comprehensive Plan. Changes to the Comprehensive Plan require the submittal of a Comprehensive Plan amendment application. (Applications are available from the City.)

I understand the City Council shall not vary the requirements of any provision of Ordinance 90-177, Parker Comprehensive Planning and Land Development Regulation Code, unless it makes a positive finding, based on substantial competent evidence on each of the finds contained in the variance application questionnaire.

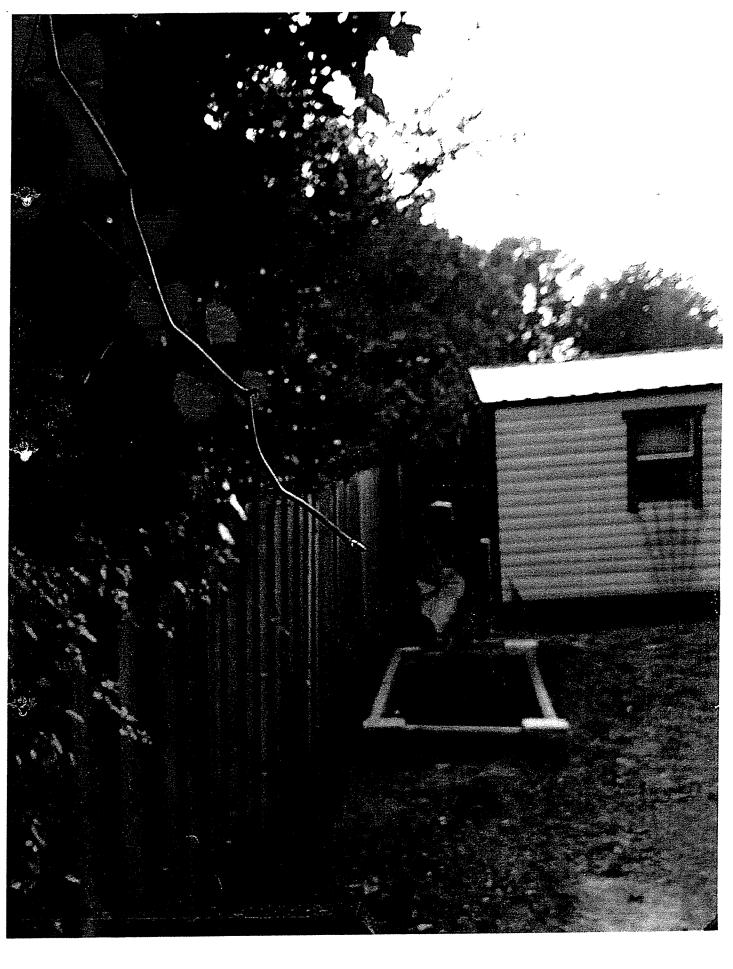
FLORIDA STATUES 837.06 - FALSE OFFICIAL STATEMENT

Whoever knowingly makes a false statement in writing with the intent to mislead

a public servant in the performance of	his official duty shall be	guilty of a misdemeanor
of the second degree.		
We	SLEY BLENET	23 OCTOBER 6017
Delitioner's Signature	Printed Name	Date of Signature
STATE OF FLORIDA		•
STATE OF	With the state of	
STATE OF FLORIDA COUNTY OF BANG		
BEFORE ME, the undersigned Nappeared Wesley J. Blowe	lotary Public in and for sa	aid County and State, lly known to me or who
has produced FI. DI.	· · · · · · · · · · · · · · · · · · ·	s identification, and
who executed the foregoing instrument.		1
Given under my hand and seal this 23	day of Oct	(DO17/)
§~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		(X X X
ESRI'L. JOHNSON \$	(XCOC	Completes -
MY COMMISSION # FF965448 EXPIRES: February 28, 2020	Signed Name	of Notary Public
Samman	Dripted Name	e of Notary Public
		Number: FF965448
		ate: D2/28/2026
	LAPITATION	arc. <u>nata etanaro</u>

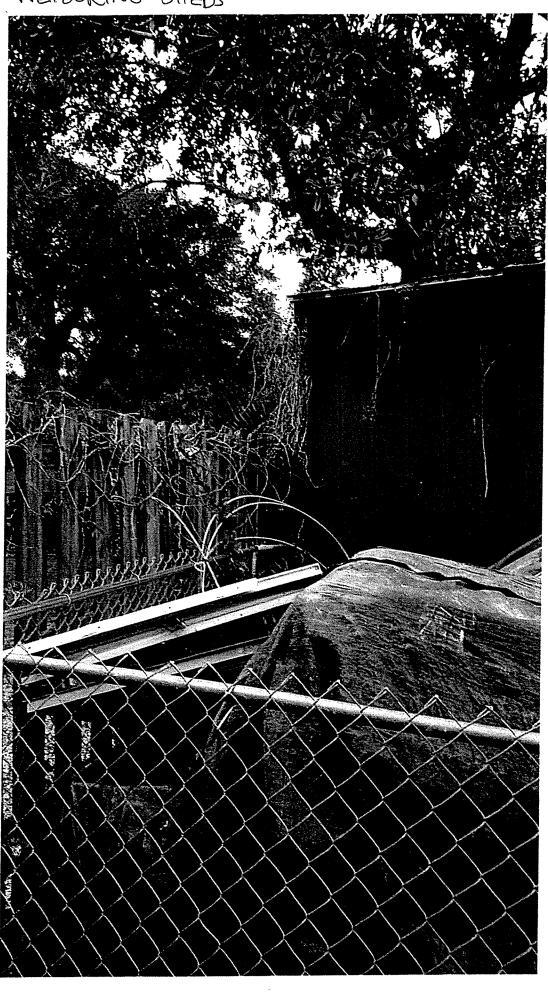
City of Parker	Variance	Application
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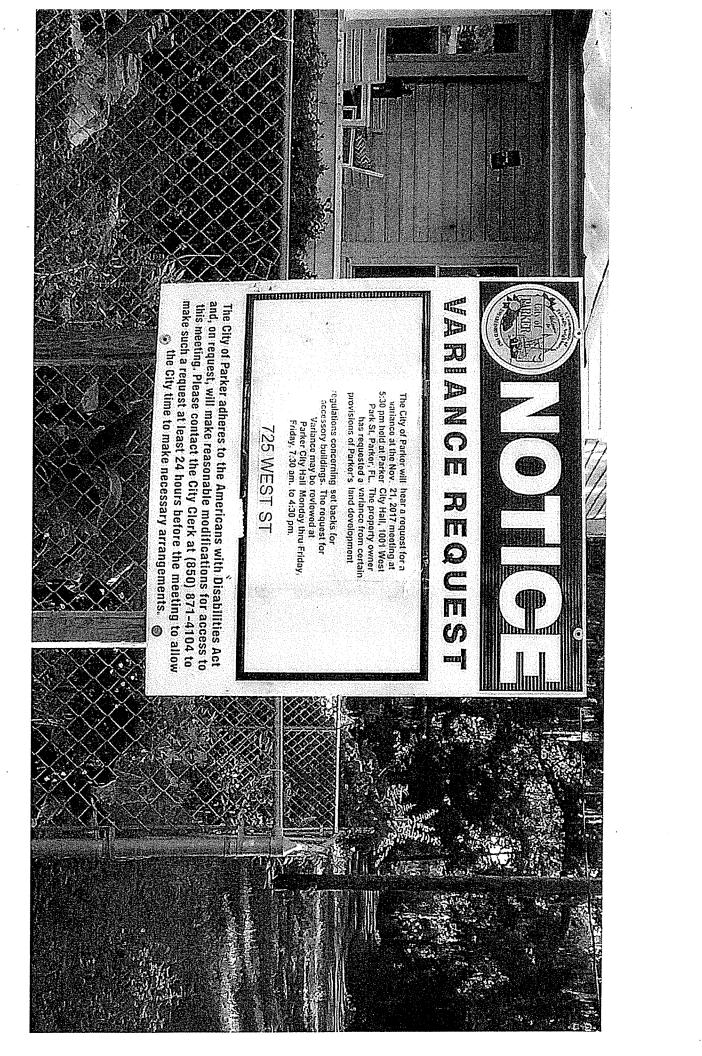
NEIBORING SHEDS





NEIBORING SHEDS







CITY OF PARKER AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME OF PRESENTER:	2. MEETING DATE:			
Police Department/Chief Hutto	11-21-2017			
3. REQUESTED MOTION/ACTION:				
Declare police vehicle as surplus property				
4. IS THIS ITEM BUDGETED (IF APPLICABLE)				
YES NO N/A XX				
5. BACKGROUND: (PROVIDE HISTORY; WHY THE ACTION IS NEEDED; FOR THE CITY)	WHAT GOAL WILL BE ACHIEVED			
With the purchase of newer patrol vehicle, patrol car 2	28 is no longer needed.			

AGENDA ITEM #	





CITY OF PARKER AGENDA ITEM SUMMARY

1. DEPARTMENT MAKI	NG REQUEST/NAME	OF PRESENTER:	2. MEETING DATE:
Legal/Planning/Code	Enforcement		Nov. 21, 2017
3. REQUESTED MOTION	I/ACTION:		
Hear recommendation o	of City Attorney and t	ake action re: 4517	7 and 4519 Aster St.
4. IS THIS ITEM BUD	GETED (IF APPLICAB	LE)	
YES	NO 🗌	N/A 🛚	
5. BACKGROUND: (PRO FOR THE CITY)	VIDE HISTORY; WHY TH	E ACTION IS NEEDED;	WHAT GOAL WILL BE ACHIEVED
, ,			y structure in his back
,		-	r building permit. This ement complaints and
actions. The structur	-	•	
eyesore to the neigh	bors to the north,	east, and west.	
n working with Mr. K	uzma, he finally s	ubmitted plans s	showing a building in
-			cks. He was granted a
development order to structure into compli			on to bring the existing
•	_		s issued in 2015, it is now
expired. He has not a			*
The partially built str	ucture is a hulkin	g shell with build	ding materials inside, roof
•		colored tarps kee	eping the weather from
entering on one end.			

AGENDA ITEM #_____